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7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 v.
13 DANA ANDREW CASAUS,
14 Defendant.

Case No. 2:15-CR-00275-RFB

MOTION TO WITHDRAW MOTION
TO REOPEN DETENTION HEARING

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16 COMES NOW, the defendant, Dana Andrew Casaus, by and through his attorney of
17 record, Nisha Brooks-Whittington, Assistant Federal Public Defender, and hereby files this
18 Motion to Withdraw the Motion to Reopen Detention Hearing filed on November 16, 2015.
19 CR # 17. This motion is based upon the attached Memorandum of Points and Authorities and
20 all of the papers and pleadings on file herein.

21 DATED this 24th day of November, 2015.

22 Respectfully submitted,
23 RENE L. VALLADARES
Federal Public Defender

24 /s/ Nisha Brooks-Whittington
25 NISHA BROOKS-WHITTINGTON
Assistant Federal Public Defender
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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **FACTUAL BACKGROUND**

3 On November 16, 2015, undersigned counsel filed a Motion to Reopen Detention
4 Hearing ("Motion to Reopen"). CR # 17. The government filed its response on November 23,
5 2015. CR # 18. The parties have negotiated the case rendering the Motion to Reopen
6 unnecessary. Mr. Casaus, through his attorney of record, Nisha Brooks-Whittington, hereby
7 respectfully requests that this Court withdraw his Motion to Reopen.

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9 DATED this 24th day of November, 2015.

10 Respectfully submitted,
11 RENE L. VALLADARES
12 Federal Public Defender

13 /s/ Nisha Brooks-Whittington
14 NISHA BROOKS-WHITTINGTON
15 Assistant Federal Public Defender

16 **ORDER**

17 IT IS ORDERED that the Defendant's [19] Motion to Withdraw [17] Motion to
18 Reopen Detention hearing is GRANTED.

19 DATED this 24th day of November, 2015.

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23 RICHARD F. BOULWARE, II
24 United States District Judge
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CERTIFICATE OF ELECTRONIC SERVICE

The undersigned hereby certifies that I am an employee of the Federal Public Defender for the District of Nevada and am a person of such age and discretion as to be competent to serve papers.

That on November 24, 2015, I served an electronic copy of the above and foregoing **MOTION TO WITHDRAW MOTION TO REOPEN DETENTION HEARING** by electronic service (ECF) to the person named below:

DANIEL G. BOGDEN
United States Attorney
JAMIE CHEN
Assistant United States Attorney
333 Las Vegas Blvd. So., 5th Floor
Las Vegas, NV 89101

/s/ Christopher Vergari
Employee of the Federal Public Defender